

**REMARKS****I. General**

Claims 1-34, 37-39, 41-54, 57-65, and 67 are rejected, and claims 35-56, 58-64, 66, and 67 are pending. The issues in the Office Action mailed July 6, 2004 are as follows:

- Claims 1-11, 13, 14, 16, 32-34, 37, 38, 41, 50, 52-54, 57-65, and 67 are rejected under 35 U.S.C. §103 as being anticipated by U.S. Patent 6,597,826 (hereinafter, *Ramaswami*) in view of U.S. Patent 6,151,318 (hereinafter, *Woodward*).
- Claims 12, 17-29, 31, 42-49, and 51 are rejected under 35 U.S.C. §103 as being unpatentable over *Ramaswami* in view of *Woodward* in further view of U.S. Patent 5,724,352 (hereinafter, *Cloonan*).
- Claims 15 and 39 are rejected under 35 U.S.C. §103 as being unpatentable over *Ramaswami* in view of *Woodward* in further view of U.S. Patent 6,226,261 (hereinafter, *Hurtta*).
- Claim 30 is rejected under 35 U.S.C. §103 over *Ramaswami* in view of *Woodward* in further view of *Cloonan* in further view of *Hurtta*.
- Claims 35, 36, 40, 55, 56, and 66 are objected to for depending from rejected base claims, but are otherwise indicated as allowable.

**II. Claim Amendments**

Claims 35 and 66 have been amended to be in independent form and to include the limitations of their respective base claims and any intervening claims. No new matter is added by these amendments.

The feature of claim 33 that previously read, “wherein said data structure is selected from the group consisting of data packets and substantially fixed size data chunks,” has been changed to read, “wherein said data structures are said fixed sized chunk payloads.” The

amendment is merely to clarify the subject matter of independent claim 36, and therefore, no new matter is added.

Claims 37, 38, 41-43, 50-52, 58-64, and 67 have been amended to correctly depend from their respective base claims; thus no new matter is added.

Please cancel claims 1-34, 57, and 65 without prejudice.

**III. Subject Matter Indicated as Allowable**

Claims 35, 36, 40, 55, 56, and 66 are objected to for depending from rejected base claims, but are otherwise indicated as allowable. Applicants thank the Examiner for this indication of allowable subject matter. Applicants have amended claims 35 and 66 to be in independent form and to include the limitations of their respective base claims and any intervening claims. Applicants respectfully request that the application be passed to issue.

**IV. Claim Rejections**

Because claims 1-34, 57, and 65 are canceled, the claim rejections under 35 U.S.C. §103 in the present Office Action are moot. Accordingly, it is respectfully requested that those rejections be withdrawn.

**V. Conclusion**

In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to pass this application to issue.

Applicants believe no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 06-2380, under Order No. 59182/P014US/10021643 from which the undersigned is authorized to draw.

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Label No. EV 482738272 US in an envelope addressed to: MS AF, Commissioner for Patents, Alexandria, VA 22313-1450.

Date of Deposit: September 3, 2004

Typed Name: Donna Forbit

Signature: Donna Forbit

Respectfully submitted,

By: Thomas W. Kelton

Thomas Kelton  
Reg. No. 54,214  
Fulbright & Jaworski L.L.P.  
2200 Ross Avenue, Suite 2800  
Dallas, Texas 75201-2784  
(214) 855-7115  
(214) 855-8200 (Fax)  
Attorney for Applicant